

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

Civil Application [CAF] No.3850 of 2016
in
First Appeal No.738 of 2016

(V.I.D.C., through its Executive Engineer

vs.

Rajanibai Avadhut Deshmukh and others)

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders

Shri R.J. Shinde, Advocate for the Applicant/Respondent No.1.
Shri J.B. Kasat, Advocate for the Appellant.
Shri M.A. Kadu, A.G.P. for Respondent Nos.2 and 3.

CORAM : S.B. SHUKRE, J.
DATE : 30th NOVEMBER, 2016.

Heard.

Prayer is to permit respondent No.1 to withdraw the amount of enhanced compensation. It is submitted that in similar matters, this Court has permitted the claimants therein to withdraw 50% of the amount on furnishing undertaking and remaining amount subject to furnishing solvent surety.

The fact of similar permission being granted is not contested by the learned Counsel for the applicant. Hence, respondent No.1 is permitted to withdraw 50% of the amount of enhanced compensation subject to furnishing usual undertaking. Remaining amount of 50% is permitted to be withdrawn subject to furnishing solvent surety to the satisfaction of the Registrar (Judicial).

The civil application is allowed and disposed of accordingly.